IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.4674 OF 2004
IN
CRIMINAL APPEAL NO.1304 OF 2004

Shri Baburao Bajiagi Balgarao ...Applicant.

V/s.

State of Maharashtra & Anr. ...Respondents.

None for the applicant.

Mr. A.S. Shitole, APP for the State.

Smt.Ratna Baburao Balgarao - respondent No.2 present.

CORAM: V.M. KANADE, J.
DATE : 3rd February, 2005

P.C.

1. Pursuant to the directions given by this Court, the accused is produced before this Court. He submits that he was unable to furnish surety as none of his relatives have contacted him after the order was passed by this Court on 10/12/2004. The applicant was directed to be released on bail in the sum of Rs 5000/- with one or two sureties in the like amount. Further, a direction was given to the applicant to deposit in this Court an amount of Rs 15,000/- within a period of 12 weeks from 10/12/2004. The applicant was also directed to deposit an amount of Rs 5000/- in this Court within a period of one week which amount has been deposited by the applicant. The applicant has stated that the balance amount of Rs 10,000/- will

be deposited by him within three weeks, after his release from the jail.

2. Under these circumstances, applicant is directed to be released forthwith on his execution of P.R. bond for a sum of Rs 5,000/-. After the applicant is released on P.R. bond, he shall furnish one or two sureties in the sum of Rs 5,000/- within a period of four weeks thereafter. The applicant is directed to deposit the balance amount of Rs 10,000/- within three weeks from the date on which he is released from the jail. Applicant is directed to report to Yavat Police Station once in a month.

3. After the balance amount of Rs 10,000/- is deposited by the applicant, the respondent No.2 shall be permitted to withdraw this amount from this Court. It is, however, clarified that the amount of Rs 15,000/- which is received by respondent No.2 shall have no bearing on any application for maintenance which is filed by her in any competent court of law. In the event, an amount of Rs 10,000/- by the applicant is not deposited, the bail granted by this Court shall stand cancelled.

4. S.O. to 21/2/2005.

5. Parties to act on the copy of this order duly authenticated by the Sheristedar/Registry.

V.M. KANADE, J.